

01-25-08

AFL 16153

**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO  
THE BOARD OF PATENT APPEALS AND INTERFERENCES (Large Entity)**

Docket No.  
065502-0015

In Re Application Of: **Eugenio A. Cefali**

JAN 24 2008

Application No.	Filing Date	Examiner	Customer No.	Group Art Unit	Confirmation No.
08/962,421	10/31/1997	Susan T. Tran	38,939	1615	8845

Invention: **INTERMEDIATE RELEASE NICOTINIC ACID COMPOSITIONS FOR TREATING HYPERLIPIDEMIA WHICH EXHIBIT AN IN VIVO STAIR-STEPPED ABSORPTION CURVE**

**COMMISSIONER FOR PATENTS:**

Applicant(s) hereby appeal(s) to the Board of Patent Appeals and Interferences from the decision of the Primary Examiner dated finally rejecting Claim(s)

The fee for this Notice of Appeal is: \$510.00

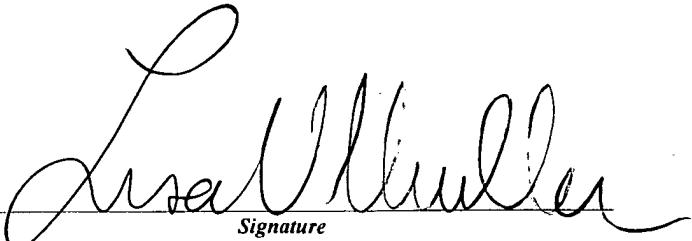
- A check in the amount of the fee is enclosed.
- The Director has already been authorized to charge fees in this application to a Deposit Account.
- The Director is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. 04-2223
- Payment by credit card. Form PTO-2038 is attached.

**WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**

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Dated: January 24, 2008

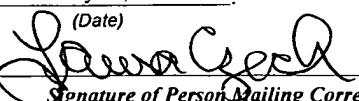


Lisa V. Mueller  
Signature

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I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as ~~EXX-XXXXXX~~ in an envelope addressed to the "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on January 24, 2008

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Laura Czech

Typed or Printed Name of Person Mailing Correspondence

CC: